

**REGULAR MEETING OF THE COMMON COUNCIL  
OF THE CITY OF PLATTSBURGH, NEW YORK  
September 24, 2009  
5:30 P.M.**

**MINUTES**

**Present:** Mayor Donald Kasprzak, Councilors Tim Carpenter (W1), Michael Kelly (W2), George Rabideau (W3), Jim Calnon (W4), Amy Valentine (W5), Chris Jackson (W6)

**Absent:** None

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**1. MINUTES OF THE PREVIOUS MEETING:**

**RESOLVED:** that the Minutes of the regular meeting of the Common Council held on September 17, 2009 are approved and placed on file among the public records of the City Clerk's Office.

By Councilor Rabideau ; Seconded by Councilor Carpenter

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

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**2. PAYROLLS OF VARIOUS DEPARTMENTS:**

**RESOLVED:** That the payrolls of the various Departments of the City of Plattsburgh for the week ending September 23, 2009 in the amount of \$254,488.50 are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Valentine ; Seconded by Councilor Calnon

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

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**3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:**

- Report of Fire and Ambulance Responses for the week of September 17-23, 2009
- Report from the Building Inspector's Office from August 24-September 21, 2009
- Statement from the City Clerk's Office of all monies received during the month of August in the total amount of \$16,278.45
- Report from the Zoning Board of Appeals from September 21, 2009

**RESOLVED:** That the reports as read are hereby ordered, received and placed on file among the public records of the City Clerk's Office.

By Councilor Carpenter ; Seconded by Councilor Rabideau

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

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**4. CORRESPONDENCE & RECOMMENDATIONS FROM BOARDS: None**

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**5. AUDIT OF CLAIMS:**

**RESOLVED:** That the bills approved by the Auditing Committee of the Common Council in the amount of \$ 1,041,407.10 are authorized and allowed and the Mayor and City Clerk (where required) are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Carpenter; Seconded by Councilor Calnon

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

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**6. PERSONS ADDRESSING COUNCIL:**

**Gerald Carpenter** of Johnson Avenue submitted and read quotes on fluoride.

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**7. OTHER ITEMS**

**A. RESOLVED:** In accordance with the request therefore the Common Council approves the City Chamberlain to close the completed capital projects numbered H3410.32, H5110.19 and H5110.24 as all cost for work is final and all funding has been received.

By Councilor Carpenter; Second by Councilor Calnon

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**B. RESOLVED:** In accordance with the request therefore the Common Council approves the Mayor to sign a mortgage subordination agreement for property rehabilitation at 19 Clinton Street with the assistance of the Community Development Office housing revolving loan program funds.

By Councilor Carpenter; Second by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**C. RESOLVED:** In accordance with the request therefore the Common Council approves MLD to write off unpaid final bills for the month of October 2008 in the amount of \$1,963.04.

By Councilor Kelly; Second by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson  
(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**D. Motion to waive rule 4 for initial consideration** “Request from Community Development Office to award Theodore Stay & Sons Project Main St. 7 at 63 Bridge Street in the total amount of \$16,500.00.”

By Councilor Carpenter; Second by Councilor Kelly

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

**ACTION TAKEN:** Adopted

**RESOLVED:** In accordance with the request therefore the Common Council approves Community Development Office to award Theodore Stay & Sons Project Main St 7 at 63 Bridge Street in the total amount of \$16,500.00.

By Councilor Carpenter; Second by Councilor Calnon

Discussion:

**Councilor Carpenter** stated that his father owns the business and therefore he will be abstaining from the vote.

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative except for Councilor Carpenter who abstained)

**ACTION TAKEN:** Adopted

Follow up Action: None

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## **8. TRAVEL REQUEST**

**A. RESOLVED:** In accordance with the request therefore the Common Council approves MLD Manager Bill Treacy to attend the annual IEEP meeting in East Syracuse on October 12, 2009 at an estimated cost of \$214.00.

By Councilor Jackson; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**B. RESOLVED:** In accordance with the request therefore the Common Council approves Building Inspector Rick Perry to attend the “New York State Building Code Officials Conference” as well as the Municipal Code Inspector Claude Bouchard in Albany, NY from October 19-21, 2009 at a cost not to exceed \$972.00.

By Councilor Calnon; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**C. RESOLVED:** In accordance with the request therefore the Common Council approves Cpl. Bradley Kiroy to attend the “Standardized Field Sobriety Testing Instructor Course” in Kingston, NY from October 4-8, 2009 at a cost not to exceed \$625.00 which will be paid out of the Asset Forfeiture Fund.

By Councilor Calnon; Second by Councilor Valentine

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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## **9. RESOLUTIONS FOR INITIAL CONSIDERATION**

1. Request from Community Development Office to award Theodore Stay & Sons Project Main St. 7 at 63 Bridge Street in the total amount of \$16,500.00.  
**(Moved to Agenda under “Other Items” Letter D)**
2. Request from the City Engineer to advertise for bids for Contract #2009-14 “Police Station Roof Replacement.”
3. Request that the City accept an offer by Johnson Raville LP to purchase 2 surplus parcels of land located on the south side of Broad Street.
4. THE MAYOR HANDS DOWN THE APPOINTMENT OF BUSINESS MANAGER OF INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS ON THE CITY ECONOMIC DEVELOPMENT ZONE BOARD TO DAVID HOOVER EFFECTIVE OCTOBER 1, 2009 TO SEPTEMBER 30, 2012.
5. THE MAYOR HANDS DOWN THE APPOINTMENT OF ECONOMIC DEVELOPMENT ZONE BOARD MEMBER TO JIM CALNON EFFECTIVE OCTOBER 1, 2009 TO SEPTEMBER 30, 2012.
6. THE MAYOR HANDS DOWN THE APPOINTMENT OF ALTERNATE MEMBER OF THE PLANNING BOARD TO MARK TIFFER EFFECTIVE OCTOBER 1, 2009 TO JANUARY 14, 2011.

7. Request from MLD Manager Bill Treacy to attend the NYMPA Semi-Annual Meeting in East Syracuse, NY from October 21-22, 2009 at an estimated cost of \$255.00
8. Request from MLD Manager Bill Treacy to attend the MEUA Engineering Workshop in East Syracuse, NY from November 3-5, 2009 at an estimated cost of \$410.00.

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## 10. NEW BUSINESS

**Mayor Kasprzak** presented 2010 Budget. Initially all departments came in with 27 % increase. Some departments requesting new positions and after meeting with many department heads the majority of requests were not accepted. Overtime was reduced in many departments. Conservatively budgeted sales tax numbers and Municipality aid from state at last years levels. This council and this city have reduced general fund transfers from water funds and sewer funds. The 2010 budget includes 4.9% tax rate increase; the tax levy is 7.5%. Rate is at \$10.70. All departments worked hard on the budget.

**Councilor Carpenter** asked what tax rate per thousand. **Mayor Kasprzak** responded \$10.70.

**Mayor Kasprzak** set 2 Public Hearings on October 8<sup>th</sup> at 5pm. The first Public Hearing is on amending the boundaries of the Plattsburgh Empire Zone and immediately following will be a Public Hearing on the Mayor's proposed 2010 Budget.

**Councilor Calnon** will be setting Budget session times and dates so that everyone can attend. It is important that everyone is able to attend meetings.

**Councilor Valentine** asked if she should email dates and times she is available. **Councilor Calnon** responded yes.

**Councilor Calnon** indicated that their may be a number of department budgets that will have little if any controversy and may be able to pack more in one night to make best use of time.

**Councilor Carpenter** indicated that he is impressed by the numbers given on the budget.

**Mayor Kasprzak** when the Mayor needed help from all the departments they all came back and it was appreciated. If the fund balance was not at 8% the Mayor would be uncomfortable. The Mayor feels they have worked hard as a group to make tough decisions and save money over the last few years. The fund balance is the tax payer's money so therefore if we can help them reduce their taxes with the use of that appropriately then that is what we should do.

**Councilor Calnon** would like to offer a resolution in the City of Plattsburgh to cease Fluoridation in the City of Plattsburgh drinking water as it was distributed to the members this evening. Seconded by **Councilor Jackson**.

**Councilor Carpenter** asked where is this being offered. Under new business or to be voted on, etc.

**Councilor Calnon** discussed the Council's options this evening but indicated he was anxious to resolve this issue. He stated that **Councilor Valentine** would like to postpone and he would support postponement to October 15<sup>th</sup>.

**Mayor Kasprzak** stated he won't be here on October 15<sup>th</sup>.

**Councilor Jackson** indicated that if the vote is tied, the Mayor would have to be there.

**Councilor Calnon** indicated that if the Mayor wasn't here and the vote was tied the issue would fail and would have to be raised again.

**Councilor Carpenter** indicated he was in favor of postponing to the October 15<sup>th</sup> date but would like to get an official answer from the Board of Health. He feels differently on Fluoride than he did 2 years ago and feels the Board of Health may feel differently too.

**Councilor Valentine** would like to make an offer to postpone it until November to have additional speakers on the Board of Health meeting next month.

**Mayor Kasprzak** asked if **Councilor Valentine** wants to postpone it until November 19<sup>th</sup>.

**Councilor Valentine** would ask that it is postponed so that they can get additional information from the Board of Health so that they can make an informed decision and put the issue to bed.

**RESOLVED:** That the resolution to cease Fluoridation in the City of Plattsburgh drinking water be postponed until November 19, 2009.

By Councilor Valentine; Second by Councilor Calnon

Roll Call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine voted in the affirmative and Councilor Jackson voted in the negative.

**ACTION TAKEN:** Adopted

**Mayor Kasprzak** stated that he will hold the November 19, 2009 meeting professionally and respectfully and will insist upon that as they have been through a prior meeting that was heated and out of control and will not allow that and to take the message back to everyone on all sides.

**Councilor Valentine** wanted to thank **Councilor Calnon** offering this his resolution this evening and she agrees they do need to move forward and put this issue to rest one way or the other.

**Councilor Rabideau** asked if we could make a request to have a member of the Board of Health be present at the meeting on November 19<sup>th</sup>.

**Mayor Kasprzak** stated he is sure they all will be here.

**Mayor Kasprzak** stated that this is Assistant Kristie Kagan's last meeting and offered gratitude for

her service and wished her luck in her future. **Mayor Kasprzak** announced Beth Carlin as her replacement.

**Councilor Jackson** and **Councilor Valentine** also offered some kind words to Kristie.

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**11. CLOSING PUBLIC COMMENTS**

None

Motion to Adjourn by Councilor Jackson; Seconded by Councilor Calnon

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

**MEETING ADJOURNED: 6:00PM**